

MATTHEW C. BARNECK [5249]
RICHARDS BRANDT MILLER NELSON
*Attorneys for Smash Solutions, LLC,
Smash Innovations, LLC, and Jerry J. Ulrich*
111 East Broadway, Suite 400
P.O. Box 2465
Salt Lake City, Utah 84110-2465
Email: matthew-barneck@rbmn.com
Telephone: (801) 531-2000
Fax No.: (801) 532-5506

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

SMASH TECHNOLOGY, LLC, a Nevada
limited liability company; and MICHAEL
ALEXANDER, an individual;

Plaintiffs,

vs.

SMASH SOLUTIONS, LLC, a Delaware
limited liability company; JERRY "J.J."
ULRICH, an individual; SMASH
INNOVATIONS, LLC, a Wyoming limited
liability company; and FERACODE, LLC, a
Utah limited liability company,

Defendants.

SMASH SOLUTIONS, LLC, a Delaware
limited liability company; JERRY "J.J."
ULRICH, an individual; and JOHN DOES 1-3;

Counterclaim Plaintiffs,

vs.

SMASH TECHNOLOGY, LLC, a Nevada
limited liability company; and MICHAEL
ALEXANDER, an individual;

Counterclaim Defendants.

**REQUEST TO SUBMIT
FOR DECISION ON
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT AND
FOR SANCTIONS
(DN 101)**

Civil No. 2:19-cv-00105-TC-JCB

Judge Tena Campbell

Magistrate Judge Jared C. Bennett

Defendants and Counterclaim Plaintiffs Smash Solutions, LLC, Jerry J. Ulrich, and Smash Innovations, LLC, through their counsel of record Matthew C. Barneck of RICHARDS BRANDT MILLER NELSON, respectfully submit for decision their Motion for Summary Judgment and for Sanctions filed February 26, 2021 (Doc. 101).

Defendants filed their Motion on February 26, 2021. Pursuant to Local Rule 7-1(b)(3), the deadline for Plaintiffs to respond was 28 days after service of the Motion, which expired on March 26, 2021. The Court's docket reflects no response has been filed and Defendants' counsel has received no communication from the Plaintiffs. Therefore, the Motion is ready for decision.

DATED this 2nd day of April, 2021.

RICHARDS BRANDT MILLER NELSON

/s/ Matthew C. Barneck

MATTHEW C. BARNECK

Attorneys for Smash Solutions, LLC,

Smash Innovations, LLC, and Jerry J. Ulrich

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 2nd day of April, 2021, I electronically filed the foregoing **REQUEST TO SUBMIT FOR DECISION ON DEFENDANTS' MOTION FOR SUMMARY JUDGMENT AND FOR SANCTIONS (DN 101)** with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

Michael Alexander	<input checked="" type="checkbox"/>	U.S. Mail – Postage Prepaid
2450 St. Rose Parkway, Suite 120	<input type="checkbox"/>	Hand Delivery
Henderson, NV 89704	<input type="checkbox"/>	Electronic Filing
	<input type="checkbox"/>	Email

Smash Technology, LLC	<input checked="" type="checkbox"/>	U.S. Mail – Postage Prepaid
2450 St. Rose Parkway, Suite 120	<input type="checkbox"/>	Hand Delivery
Henderson, NV 89704	<input type="checkbox"/>	Electronic Filing
	<input type="checkbox"/>	Email

Heidi G. Goebel	<input type="checkbox"/>	U.S. Mail – Postage Prepaid
Eric K. Jenkins	<input type="checkbox"/>	Hand Delivery
GOEBEL ANDERSON PC	<input checked="" type="checkbox"/>	Electronic Filing
405 South Main Street, Suite 200	<input type="checkbox"/>	Email
Salt Lake City, UT 84111		
HGoebel@GAPClaw.com		
EJenkins@GAPClaw.com		
<i>Attorneys for Defendant Feracode, LLC</i>		

/s/ Tamara Zimmerman

G:\EDSI\DOCS\21981\0002\1C21740.DOC